

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA,)		
Plaintiff)	Case No.:	CR 12-74-KEW
)		
v.)	Date:	11/29/2012
)		
CHARLES McFADDEN,)	Time:	<u>2:19 pm - 2:25 pm</u>
Defendant.)		

**MINUTE SHEET
CHANGE of PLEA
(Misdemeanor Information)**

Kimberly E. West , Judge

N. Horn, Deputy Clerk

Brian Neil, Reporter
FTR - Courtroom 3

Counsel for Plaintiff: Kyle E. Waters, AUSA
Counsel for Defendant: Matthew Shellenbergar, AFPD

Defendant appears in person: ☒ with Counsel; ☐ Counsel waived; ☐ w/o Counsel;
Defendant: ☒ Sworn

☒ Defendant advised of charges and possible penalties
☒ Guideline estimates discussed

☒ Defendant entered guilty plea to Count 1 of the Misdemeanor Information

☐ Plea Agreement: ☐ orally disclosed ☐ written plea agreement filed ☒ no plea agreement
☐ Motion for Additional One Point Reduction for Acceptance of Responsibility filed by Government
☐ Remaining Count(s) to be dismissed at sentencing: Count(s) _____

Defendant waived: ☐ Indictment; ☒ Jury Trial; ☐ Speedy Trial; ☐ 30 Days Preparation; ☐ Separate Representation;
☒ Waivers accepted by Court

☒ Defendant waived right to having jury determine facts used to enhance Defendant's sentence and consents to the sentencing judge to determine those facts

☒ Defendant related facts of charge; ☒ Government agreed Defendant's statements meet elements of offense

☒ Court findings: ☒ Defendant found mentally competent to understand charges and proceedings
☒ Factual basis for Defendant's plea;
☒ that Defendant is guilty as charged as to Count 1 of the Misdemeanor Information

☒ PSI Ordered Probation Officer: Kyle Shores

☐ Defendant released on _____ bond with pretrial supervision (re: Order Setting Conditions of Release)
☒ Defendant allowed to stand on present bond; no objection by either party
☐ Defendant remanded to custody of U.S. Marshal